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9 Attorneys for WAYMO LLC

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;  
16 OTTOMOTTO LLC; OTTO TRUCKING  
17 LLC,

18 Defendants.

CASE NO. 3:17-cv-00939-WHA

**DECLARATION OF PATRICK  
SCHMIDT IN SUPPORT OF PLAINTIFF  
WAYMO'S SUR-REPLY IN OPPOSITION  
TO ANTHONY LEVANDOWSKI'S  
MOTION FOR INTERVENTION UNDER  
RULE 24 AND MODIFICATION OF  
ORDER GRANTING IN PART AND  
DENYING IN PART PROVISIONAL  
RELIEF**

1 I, Patrick Schmidt, hereby declare as follows.

2 1. I am a member of the bar of the State of California and an associate with Quinn  
3 Emanuel Urquhart & Sullivan, LLP, counsel for Plaintiff Waymo LLC ("Waymo"). I make this  
4 declaration of personal, firsthand knowledge, and if called and sworn as a witness, I could and  
5 would testify competently as follows.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of email correspondence  
7 between counsel for Waymo, counsel for Defendants, and Special Master John Cooper, dated May  
8 31 to June 1, 2017.

9 3. Attached hereto as Exhibit 2 is a true and correct copy of a document produced by  
10 Defendants beginning at Bates number UBER00017083.

11 4. Attached hereto as Exhibit 3 is a true and correct copy of a document produced by  
12 Defendants beginning at Bates number UBER00017108.

13  
14 I declare under penalty of perjury under the laws of the State of California and the United  
15 States of America that the foregoing is true and correct, and that this declaration was executed in  
16 Los Angeles, California, on June 2, 2017.

17  
18  
19 DATED: June 2, 2017

/s/ Patrick Schmidt  
Patrick Schmidt

20  
21  
22 **SIGNATURE ATTESTATION**

23 Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the  
24 filing of this document has been obtained from Patrick Schmidt.

25  
26 /s/ Charles K. Verhoeven  
Charles K. Verhoeven